

IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
O.O.C.J.

SUIT NO. 503 OF 1996

SHEELA SOHANLAL GHAI & ORS. ... PLAINTIFFS.  
VS.  
SNEHLATA, WIFE OF VENKATESH  
BANAVALA & ORS. ... DEFENDANTS.

ALONGWITH

SUIT NO. 1055 OF 1989

SNEHLATA, WIFE OF VENKATESH  
BANAVALA & ORS. ... PLAINTIFFS.  
VS.  
ANITA SOHANLAL GHAI & ORS. ... DEFENDANTS.

MR. RUCHIR TOLAT I/B. L.C.TOLAT FOR THE PLAINTIFFS IN  
SUIT NO. 1055 OF 1989 & DEFENDANT NO. 1 TO 3 IN SUIT  
NO. 503 OF 1996

MR. S. WASOODEW FOR PLAINTIFFS IN SUIT NO. 503 OF 1996  
& DEFENDANT NOS. 1,2 & 5 IN SUIT NO. 1055 OF 1989.

**Coram : S.K.Shah, J.**  
**Date : August 31, 2006.**

P.C.-

1. The learned Counsel on both sides agree for the appointment of Advocate Mamta Sadh to be the Commissioner for recording evidence of both sides. The costs of the Commissioner shall be borne equally by the Plaintiffs and Defendants and that will be subject to final Order as regards the costs. The Commissioner to submit the Report after three months.
2. The learned Counsel for the Plaintiff states that he will withdraw the appeal filed by them.
3. Plaintiffs to file affidavit of evidence within one week from today.
4. The evidence shall be recorded in Suit No. 1055 of 1989, which would be common for both the Suits.
5. Matter to come up after three months.

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**[S.K.Shah , J.]**